

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN RE: VITAMINS ANTITRUST
LITIGATION

THIS DOCUMENT APPLIES TO:
ALL ACTIONS

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) Misc. No. 99-197 (TFH)
) MDL No. 1285
)
)

FILED

JAN 15 2002

NANCY MAVER WHITTINGTON, CLERK
U.S. DISTRICT COURT

(CORRECTED) ORDER

Re: Defendant Tanabe Seiyaku Co. Ltd.'s Rule 53 Objection

In accordance with the accompanying Memorandum Opinion, it is hereby

ORDERED the Special Master's Report and Recommendation of November 9,
2001 is affirmed and adopted by the Court. It is further hereby

ORDERED that plaintiffs' Rule 37(a) motion is granted in part and denied in part
as follows:

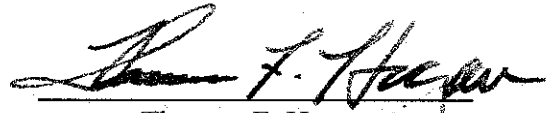
1. Tanabe is ordered to produce full and sworn interrogatory answers, and complete its document production, in response to all the court-approved jurisdictional discovery and provide a privilege log.
2. Tanabe is ordered to identify in an appropriate pleading by its counsel by the names of persons and entities whose files have been searched in responding to the discovery, and the location of those files.

3. Tanabe is ordered to pay plaintiffs' reasonable costs and attorney fees incident to the Rule 37(a) motion at issue and that plaintiffs' counsel produce competent proof of such costs and fees in a timely fashion.

4. Parties are ordered to meet and confer within seven days of the this opinion and order to agree on dates so that the deposition may be promptly noticed within 30 days of this order.

It is so ORDERED.

January 14, 2002


Thomas F. Hogan
Chief Judge